

Application No. 10/518,527
Notice of Non-Compliant Amendment
of February 27, 2006

REMARKS

Claims 1-3 and 5-14 are pending in the application.

The purpose of this amendment is to insert the reference to the parent application of which this is a Section 371 National Phase, place the claims in appropriate U.S. form and delete the multiple dependent claims in this application, and thereby eliminate excessive claim fees. Such amendments are formal in nature and no new matter is added by any of the above amendments.

This Replacement Preliminary Amendment is submitted to replace the Preliminary Amendment filed on December 20, 2004. This Replacement Preliminary Amendment merely corrects the format of the Amendments to the Specification. Accordingly, no new matter has been added.

The Examiner has indicated that claim 1 should be marked as "Original" instead of "Previously presented." However, claim 1 as filed with the parent PCT Application No. PCT/JP03/007831 was amended by an Article 34 Amendment during pendency of the PCT Application. Therefore, it is respectfully submitted that claim 1 is appropriately marked as "Previously presented," since this is a 35 U.S.C. § 371, National Phase case of the international application. Please refer to http://www.cabic.com/bcp/072903/JChang_NRP.ppt#53; a Power Point presentation by Joni Chung, Legal Advisor, Office of Patent Legal Administration, dated July 29, 2003 copy of p. 53 attached.

Entry of this amendment and early examination of this application are respectfully solicited.

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Respectfully submitted,

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(Date)

By:


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International Applications

- The revised amendment practice under 37 CFR 1.121 does not apply to amendments filed in the international stage of an international application.
 - Such amendments must be in compliance with the Patent Cooperation Treaty (PCT) amendment procedure (*i.e.*, PCT Articles 19 and 34(2)(b)).
 - Thus, status identifiers are not to be used during the international stage.
- Amendments filed in the national stage (pursuant to 35 U.S.C. 371) of an international application must comply with the revised amendment practice under 37 CFR 1.121.
 - The status identifier “original” must only be used for claims that were presented on or before the international filing date and have not been modified or canceled.

July 29, 2003

